

UNITED STATES DISTRICT COURT  
for the  
District of South Carolina

Kenneth McSwain,

*Petitioner*

v.

Cherokee County Detention Center,

*Respondent*

)  
)  
)  
)  
)

Civil Action No. 1:21-cv-01594-MGL

**JUDGMENT IN A CIVIL ACTION**

The court has ordered that (*check one*):

☐ the plaintiff (*name*) \_\_\_\_\_ recover from the defendant (*name*) \_\_\_\_\_ the amount of \_\_\_\_\_ dollars (\$\_\_\_), which includes prejudgment interest at the rate of \_\_\_ %, plus postjudgment interest at the rate of \_\_\_ %, along with costs.

☒ the petitioner, Kenneth McSwain, take nothing of the respondent, Cherokee County Detention Center, and this action is dismissed with prejudice.

This action was (*check one*):

☐ tried by a jury, the Honorable \_\_\_\_\_ presiding, and the jury has rendered a verdict.

☐ tried by the Honorable \_\_\_\_\_ presiding, without a jury and the above decision was reached.

☒ decided by the Court, the honorable Mary Geiger Lewis, US District Judge, presiding. The Court having accepted the Report and Recommendation of US Magistrate Judge Shiva V. Hodges, dismissing the complaint for failure to prosecute pursuant to Rule 41 of the Federal Rules of Civil Procedure.

Date: October 25, 2021

ROBIN L. BLUME, CLERK OF COURT

s/McDonnell

\_\_\_\_\_  
*Signature of Clerk or Deputy Clerk*